

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

The C Fink Family Trust by its trustee Zalmen Landau,

Plaintiff,

vs.

American General Life Insurance Co.,

Defendant.

Case No.: 10-cv-9230 (JSR)

**AFFIRMATION**

**David BenHaim**, an attorney duly admitted to practice law in the courts of the State of New York, affirms the following to be true under penalty of perjury:

1. I am a member of Schindel, Farman, Lipsius, Gardner & Rabinovich LLP, attorneys for plaintiff.
2. Annexed hereto as Exhibit A is a copy of the complaint in this action.
3. Annexed hereto as Exhibit B is a copy of the complaint in the New Jersey rescission action.
4. Annexed hereto as Exhibit C is a copy defendants' motion to dismiss the New Jersey rescission action.
5. Annexed hereto as Exhibit D are copies of demands for premium submitted by American General to Plaintiff.
6. Annexed hereto as Exhibit E are copies of checks paying premiums from March 2010 through December 2010.
7. Annexed hereto as Exhibit F is a copy of the documents mailed to Zalman Landau at his home address.

8. Annexed hereto as Exhibit G is a copy of an Affidavit of Zalman Landau.

Dated: New York, New York  
February 28, 2011



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David BenHaim